



NOTICE OF APPEAL TRANSMITTAL LETTER

July 4, 2008

MAIL STOP APPEAL BRIEF - PATENTS
COMMISSIONER FOR PATENTS
P.O. Box 1450
ALEXANDRIA, VA 22313-1450

Re: Appellants: Altweis et al.
Assignee: ZiLOG, Inc.
Title: "Method and System for Electronic Data Sales and
Distribution Over Wide Area Computer Networks"
Serial No.: 09/654,858 Filed: September 5, 2000
Examiner: Firmin Backer Art Unit: 3621
Atty. Docket No.: ZIL-314

Dear Sir:

Transmitted herewith are the following documents:

- (1) Notice of Appeal (2 pages);
- (2) a check for the increase in the Notice of Appeal fee (\$10);
- (3) Return Postcard; and
- (4) This transmittal sheet.

- ☐ No additional Fee is required.
☒ The fee has been calculated as shown below:

CLAIMS AS AMENDED						
	REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	20	minus	21	0	\$50	\$0.00
INDEP. CLAIMS	3	minus	3	0	\$210	\$0.00
Total Additional Claim Fee						\$0.00
Fee for Notice of Appeal [\$41.20(b)(1)] (\$500 already paid)						\$10.00
Fee for Request for Oral Hearing [\$41.20(b)(3)]						\$0.00
Fee for Extension of Time (___ month) [\$1.17(a)(1)]						\$0.00
TOTAL						\$10.00
<input checked="" type="checkbox"/> A check is attached for the amount of:						\$10.00

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop Appeal Brief - Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By Darien K. Wallace
Darien K. Wallace

Date of Deposit: July 5, 2008

Respectfully submitted,

Darien K. Wallace

Darien K. Wallace
Attorney for Appellants
Reg. No. 53,736
Customer No. 47,713



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Attorney for Appellants
Reg. No. 53,736
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appellants: Altweis et al.

Assignee: ZiLOG, Inc.

Title: "Method and System for Electronic Data Sales and Distribution
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Appl. No.: 09/654,858

Filing Date: September 5, 2000

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Art Unit: 3621

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Alexandria, VA 22313-1450

July 5, 2008

**NOTICE OF APPEAL FROM THE PRIMARY
EXAMINER TO THE BOARD OF PATENT
APPEALS AND INTERFERENCES**

Appellants hereby initiate a new appeal by filing this notice of appeal under 37 CFR §41.31. Appellants reinstate the appeal first noticed on June 24, 2005, that was remanded by the Board of Patent Appeals and Interferences on November 29, 2007, to address claim 26. As indicated on the attached page from an Office action dated June 24, 2008, the previously paid notice of appeal fee is being applied to the new appeal. A check in the amount of \$10 is enclosed to cover the increase in the notice of appeal fee under 37 CFR §41.20(b)(1) since the notice of appeal fee was paid on June 24, 2005.

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By *Darien K. Wallace*
Darien K. Wallace

Date of Deposit: July 5, 2008

Respectfully submitted,

Darien K. Wallace

Darien K. Wallace
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Reg. No. 53,736

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510.03 OP



Application/Control Number:
09/654,858
Art Unit: 3621

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DETAILED ACTION

Acknowledgements

1. The Applicants amendment filed on March 24, 2006 is hereby acknowledged, Claims 1-5 and 10-26 remain pending.
2. The application was remanded by the USPTO Board of Patent Appeal and Interferences on November 29, 2007 ("2007 Remand").
3. In view of the 2007 Remand, PROSECUTION IS HEREBY REOPENED. As set forth below.
4. The Examiner notes that claim 26 was not addressed in prior Office Actions. As noted in the 2007 Remand, this office action is to address claim 26.
5. To avoid abandonment of the application, appellant must exercise one of the following two options:
 - (1) file a reply under 37 C.F.R. §1.111; or,
 - (2) initiate a new appeal by filing a notice of appeal under 37 C.F.R. §41.31 followed by an appeal brief under 37 C.F.R. §41.37. The previously paid notice of appeal fee and appeal brief fee can be applied to the new appeal. If, however, the appeal fees set forth in 37 C.F.R. §41.20 have been increased since they were previously paid, then appellant must pay the difference between the increased fees and the amount previously paid.
6. A Supervisory Patent Examiner ("SPE") has approved of reopening prosecution by signing below.